

AFFIDAVIT IN SUPPORT

Now comes Charles Wayne Smith and states that:

1. I am a resident of Bryan, Texas, and am employed by Texas A&M University in the role of research scientist;
2. I am a named inventor in the application for patent having serial number 09/410,162, filed September 30, 1999, which is a divisional application of patent application 09/129,296, Filed August 5, 1998, and now issued as U.S. Patent 6,002,589, which is a Continuation-in-Part of patent application serial number 08/780,508, filed on January 8, 1997, now abandoned;
3. I am aware that Jerome Melvin Klosowski is employed by Dow Corning Corporation located in the State of Michigan;
4. I had been informed by Donny L. Hamilton sometime during the month of March 1999 that he believed that he was a co-inventor of some of the subject matter set forth in the above-identified patent application and that there has been an error and misjoinder of inventors on said patent application, in that, Donny L. Hamilton should have been named as a co-inventor;
5. I have had subsequent discussions with Donny L. Hamilton and have reviewed the records and other documents of Donny L. Hamilton and others and have concluded that Donny L. Hamilton appears to be a co-inventor of some of the subject matter of said patent application;
6. on information and belief, I am of the opinion that the error occurred as an oversight by the patent attorney drafting the above-identified patent application and the error occurred without any deceptive intent on my part in determining the inventorship of said patent application, in that, the decision on inventorship was made by the patent attorney on the records before him without further investigation;
7. I consent to the name of Donny L. Hamilton as co-inventor on the patent application

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

By: 
Charles Wayne Smith

Date: May 19, 2000

RECEIVED
JUN 13 2000
TC 1100 MAIL ROOM

